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PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Telecommunications Division
Carrier Branch**

**RESOLUTION T-16869
August 19, 2004**

R E S O L U T I O N

Resolution T-16869. Cox California Telcom, L.L.C. d/b/a Cox Communications (U-5684-C). Request authorization to withdraw service from its Laguna Hills, California facility.

By Advice Letter No. 199 Filed on July 16, 2004.

Summary

This resolution authorizes Cox California Telcom, L.L.C. d/b/a Cox Communications (Cox) to withdraw basic telephone service from its Laguna Hills facility located at 25212 Stockton Drive, California. All sundry tariff references pertinent to the withdrawals will also be deleted.

Background

By Advice Letter No. 199, filed July 16, 2004, Cox requests authority to withdraw telephone service from its Laguna Hills facility located at 25212 Stockton Drive, California (Property). The withdrawal of service will affect 1 current Cox customer.

Per Decision (D.) 02-01-038, Comcast has sent notice to each affected customer. The notice inform the customer of the proposed withdrawal of service, and provides information to ensure the continuity of service to these customers.

Notice/Protests

Cox states that a copy of the AL was mailed to competing and adjacent utilities and/or other utilities and interested parties as requested. Notice of AL No. 199 was published in the Commission Daily Calendar of July 21, 2004. No protests have been received.

Discussion

Cox informed the Telecommunications Division (TD) that it has one residential subscriber (the "Customer") within the Property. The Customer has been receiving telecommunications service from Cox since May 3, 2003. Cox provides basic telephone service to the Property by employing facilities of Cox's affiliate. Cox's affiliate does not have a current agreement with the Property's owner to maintain facilities at the Property; therefore, Cox must withdraw its telephone service at this time and stop serving the Customer.

Since Cox does not have an agreement with the Property owner to maintain the facilities at the Property that would enable Cox to continue providing basic telephone service, we will therefore grant Cox's request to withdraw service.

This is an uncontested matter in which the resolution grants the relief requested. Accordingly, pursuant to PU Code Section 311(g)(2), the 30-day period for public review and comment is being waived.

Findings

- 1) On July 16, 2004, Cox filed AL No. 199 requesting the withdrawal of service from its Laguna Hills facility.
- 2) In accordance with D.02-01-038, Cox has sent notice to each affected customer.
- 3) There are no protests to the advice letter.
- 4) Cox does not have an agreement with the Property owner to maintain facilities at the Property to enable Cox to provide basic telephone service.
- 5) There is only one customer in the Laguna Hills facility.
- 6) We find reasonable and grant Cox's request to withdraw service.

THEREFORE, IT IS ORDERED that:

1. Cox's request to withdraw service from its Laguna Hills facility is granted and Cox AL No. 199 is approved.

This Resolution is effective today.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on August 19, 2004. The following Commissioners approved it:

STEVE LARSON
Executive Director